

Docket No. 108 50

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Box PCT; Assistant Commissioner for Patents, Washington, DC 20231

on OCT 11, 2000

Laureen E. Mains
Laureen E. Mains

PATENT
525 Rec'd PCT/PTO 16 OCT 2000

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Ib Mendel-Hartvig et al : Paper No.:

Serial No.: 09/582,808 : Group Art Unit:

Filing Date: June 30, 2000 : Examiner:

For: **Analytical Method Using Particles and Test Kit for Performing the Method**

**RESPONSE TO NOTIFICATION OF MISSING
REQUIREMENTS UNDER 35 U.S.C. 371**

BOX PCT

Assistant Commissioner for Patents
Washington, DC 20231

Dear Sir:

In response to the Notification of Missing Requirements dated September 21, 2000, submitted herewith are the following:

1. Declaration and Power of Attorney signed by the Inventors; and
2. Copy of the Notification of Missing Requirements.

The surcharge for late filing of the Oath or Declaration was paid upon entry into the U.S. National Stage on June 30, 2000.

It is believed that the above represents a complete response to the Notification of Missing Requirements. Please charge any additional fees required in connection with this communication to Deposit Account No. 04-1133.

Respectfully submitted,

Holly D. Kozlowski

Holly D. Kozlowski, Reg. No. 30,468

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DECLARATION and POWER OF ATTORNEY

U.S. NATIONAL PHASE OF INTERNATIONAL APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **Analytical Method Using Particles and Test Kit for Performing the Method**, the specification of which was filed as International Application No. PCT/SE98/02462 on December 30, 1998,

☐ and was amended under Article 19 on _____ (if applicable)

☐ and was amended under Article 34 on _____ (if applicable)

☒ and was assigned U.S. Application Serial No. 09/582,808, and was amended on June 30, 2000.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits and/or U.S. Provisional application priority benefits under Title 35, United States Code, §119 of any foreign application(s) or U.S. Provisional applications for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign and U.S. Provisional Application(s)				
			Priority Claimed	
Number	Country	Day/Month/Year Filed	Yes	No
9704935-7	Sweden	December 30, 1997	X	

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulation, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.) (Filing Date)

(Status)
(patented, pending,
abandoned)

(Application Serial No.) (Filing Date)

(Status)
(patented, pending,
abandoned)

14

I hereby appoint Holly D. Kozlowski, Registration No. ~~30,468~~; Ronald J. Snyder, Registration No. ~~31,062~~; James D. Liles, Registration No. ~~28,320~~; Lynda E. Roesch, Registration No. ~~29,696~~; Phillip A. Rotman II, Registration No. ~~38,290~~; Martin J. Miller, Registration No. ~~35,953~~; Victor C. Moreno, Registration No. ~~40,732~~; Jackie A. Zurcher, Registration No. ~~42,251~~; John V. Harmeyer, Registration No. ~~41,815~~; Scott N. Barker, Registration No. ~~42,292~~; Geoffrey L. Oberhaus, Registration No. ~~42,955~~; Joseph P. Mehrle, Registration No. ~~P-45,535~~; John P. Colbert, Registration No. ~~P-45,765~~; and Stephen S. Wentsler, Registration No. ~~P-46,403~~, my attorneys, c/o ~~Dinsmore & Shohl LLP, 1900 Chemed Center, 255 East Fifth Street, Cincinnati, Ohio 45202~~ (513) 977-8200, with full power in each of them, of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

The undersigned hereby authorizes the above-named U.S. attorneys to accept and follow instructions from **Pharmacia & Upjohn AB** as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the undersigned and the aforementioned U.S. attorneys. In the event of a change in the firm or persons from whom instructions may be taken, the aforementioned U.S. attorneys will be so notified in writing by the undersigned.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: IB MENDEL-HARTVIG

Inventor's signature [Signature]

Date 15/9 2000

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